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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known	
Application Number	10/683,821
Filing Date	October 10, 2003
First Named Inventor	James D. Burchetta
Art Unit	3691
Examiner Name	Kelly Campen
Attorney Docket Number	127302-2001

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.[1]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T[2]
	1	Appellent Principal Brief Filing Date, 02/16/2007.	
	2	Appellee or Cross Appellent Principal Brief Filing Date, 03/28/2007.	
	3	Appellent Reply Brief Filing Date, 4/16/2007.	
	4	Disposition: Vacated and Remanded; by Panel, 07/24/2007.	

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Brian M. McGuire, Reg. No. 55,445
(Name of Applicant, Assignee or Registered Representative)

Brian M. McGuire
Signature

March 26, 2010
Date of Signature

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	1	(Docket No. 1) COMPLAINT against NATIONAL ARBITRATION FORUM, INC. (Filing fee $150 receipt number 326323.), filed by CYBERSETTLE, INC. (cw,) (Entered: 09/29/2004).	
	2	(Docket No. 5) ANSWER to Complaint, SEPERATE DEFENSES, COUNTERCLAIM against CYBERSETTLE, INC. by NATIONAL ARBITRATION FORUM, INC. (CONFOY, KAREN) (Entered: 01/12/2005).	
	3	(Docket No. 8) CLAIM Plaintiff's Reply to Defendant's Counterclaims by CYBERSETTLE, INC., CYBERSETTLE, INC. (LATTIMORE, JASON) (Entered: 01/26/2005).	
	4	(Docket No. 9) Plaintiff's ANSWER to Counterclaim of Defendent by CYBERSETTLE, INC., (LATTIMORE, JASON) (Entered: 01/27/2005).	
	5	(Docket No. 16) MOTION for Leave to File a First Amended Complaint by CYBERSETTLE, INC., CYBERSETTLE, INC. (Attachments: Exhibits #1-#15 to Declaration (WEIDER, DOUGLAS)	
		(Entered: 10/27/2005).	
	6	(Docket No. 19) RESPONSE in Opposition re 16 MOTION for Leave to File a First Amended Complaint filed by NATIONAL ARBITRATION FORUM, INC., NATIONAL ARBITRATION FORUM, INC.,	
		(Attachments: # 1 Declaration of Christopher E. Torkelson) (TORKELSON, CHRISTOPHER) (Entered: 11/07/2005).	
	7	(Docket No. 20) REPLY to Response to Motion re 16 MOTION for Leave to File a First Amended Complaint filed by CYBERSETTLE, INC. (WEIDER, DOUGLAS (Entered: 11/18/2005).	
	8	(Docket No. 25) MOTION to Strike National Arbitration Forum Inc.'s Defenses and Counterclaim that the '551 Patent is Obvious... (WEIDER, DOUGLAS) (Entered: 12/07/2005).	

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	9	(Docket No. 26) DECLARATION of Brian M. McGuire re 25 MOTION to Strike...(WEIDER, DOUGLAS) (Entered: 12/07/2005).	
	10	(Docket No. 30) AMENDED COMPLAINT (FIRST) against NATIONAL ARBITRATION FORUM, INC., NATIONAL ARBITRATION FORUM, INC... (WEIDER, DOUGLAS) (Entered: 12/16/2005).	
	11	(Docket No. 34) RESPONSE in Opposition re 25 MOTION to Strike... (TORKELSON, CHRISTOPHER) (Entered: 01/10/2006).	
	12	(Docket No. 35) BRIEF (REPLY) IN FURTHER SUPPORT OF ITS MOTION TO STRIKE... (WEIDER, DOUGLAS) (Entered: 01/12/2006).	
	13	(Docket No. 36) ANSWER to Amended Complaint SEPARATE DEFENSES... (CONFOY, KAREN) (Entered: 01/13/2006).	
	14	(Docket No. 37) ORDER dismissing as 25 Motion to Strike & for partial summary judgment... Signed by Judge John J. Hughes on 1/17/2006. (ck) (Entered: 01/23/2006).	
	15	(Docket No. 38) Plaintiff's Reply/ ANSWER to Counterclaim... (WEIDER, DOUGLAS) (Entered: 01/24/2006).	
	16	(Docket No. 39) STIPULATION by NATIONAL ARBITRATION FORUM, INC... (CONFOY, KAREN) (Entered: 02/06/2006).	
	17	(Docket No. 40) STIPULATION and Order of Dismissal... (CONFOY, KAREN) (Entered: 02/06/2006)	
	18	(Docket No. 42) STIPULATION AND ORDER dismissing w/ prejudice... Signed by Judge Mary L. Cooper on 02/08/2006 (ck) (Entered: 02/08/2006).	

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First Named Inventor	James D. Burchetta
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Examiner Name	Kelly Campen
Attorney Docket Number	127302-2001

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	19	(Docket No. 46) MOTION for Summary Judgment of Infringement by CYBERSETTLE, INC... ((WEIDER, DOUGLAS) (Entered: 03/24/2006).	
	20	(Docket No. 47) MOTION for Summary Judgment Memorandum in Support of... (WEIDER, DOUGLAS) (Entered: 03/24/2006).	
	21	(Docket No. 48) DECLARATION of Daniel A. Ladow re 46 MOTION for Summary Judgment... (WEIDER, DOUGLAS) (Entered: 03/24/2006).	
	22	(Docket No. 53) BRIEF in Support re 46 MOTION for Summary Judgment of Infringement filed by CYBERSETTLE, INC.. (WEIDER, DOUGLAS) (Entered: 03/30/2006).	
	23	(Docket No. 60) REPLY to Response to Motion re 46 MOTION... (WEIDER, DOUGLAS) (Entered: 04/21/2006).	
	24	(Docket No. 61) STATEMENT of Material Facts in Opposition re 56 Cross MOTION for Summary Judgment... (WEIDER, DOUGLAS) (Entered: 04/21/2006).	
	25	(Docket No. 62) BRIEF in Support re 56 Cross MOTION for Summary Judgment... (CONFOY, KAREN) (Entered: 04/28/2006).	
	26	(Docket No. 63) AMENDED DOCUMENT by NATIONAL ARBITRATION FORUM, INC... (CONFOY, KAREN) (Entered: 04/28/2006).	
	27	(Docket No. 68) MEMORANDUM OPINION re 46 MOTION for Summary Judgment... Signed by Judge Mary L. Cooper on 11/09/06. (ck) (Entered: 11/09/2006).	
	28	Copy of U.S. District Court, Dist. of NJ [LIVE] (Trenton) Civil Docket for Case #: 3:04-cv-04744-MLC-JJH; filed 09/24/2004.	

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		27110.012300	10/683,821
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		APPLICANT James BURCHETTA et al.	EXAMINER: Kelly Scaggs Campen
		FILING DATE October 10, 2003	GROUP 3624

U.S. PATENT DOCUMENTS

Examiner's Initial		Document No.	Publication Date	Name	Class	Subclass	Filing Date
	AA	3,573,747	4/1971	Adams et al.	705	37	
	AB	3,581,072	5/1971	Nymeyer	705	37	
	AC	5,077,665	12/1991	Silverman et al.	705	37	
	AD	5,329,589	7/1994	Fraser et al.	379	91.02	
	AE	5,495,412	2/1996	Thiessen	705	1	
	AF	5,668,953	9/1997	Sloo	705	1	
	AG	5,689,652	11/1997	Lupien et al.	705	37	
	AH	5,794,207	8/1998	Walker et al.	705	1	
	AI	5,895,450	4/1999	Sloo	705	1	
	AJ	5,905,975	5/1999	Ausubel	705	37	
	AK	5,924,082	7/1999	Silverman et al.	705	37	
	AL	5,956,687	9/1999	Wamsley et al.	705	1	
	AM	5,983,205	11/1999	Brams et al.	705	37	
	AN	6,052,674	4/2000	Zervides et al.	705	40	
	AO	6,112,181	8/2000	Shear et al.	705	1	
	AP	6,112,189	8/2000	Richard et al.	705	37	
	AQ	6,131,087	10/2000	Luke et al.	705	26	
	AR	6,141,653	10/2000	Conklin et al.	705	80	

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Examiner's Initial		Document Number	Date	Country	Class	Subclass	Translation Yes	Translation No
	AS	WO 97/04410 A1	2/1997	WIPO				
	AT	WO 97/15362 A1	5/1997	WIPO				
	AU							

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	AV	Anon., "Sybase Adds Web-based Technical Support to its Customer Service," Presswire, Mar. 29, 1996.
	AW	Zeng, D.-Z. et al., "Double-offer Arbitration," Mathematical Social Sciences, vol. 31, No. 3, pp. 147-170, Jun. 1996.
	AX	Mandell, J., "Cyberspace Conflicts?" Software Magazine, vol. 18, No. 4, p. 20, Mar. 1998.
	AY	Abstract from New York Times editorial, Tuesday, Jan. 8, 1985.
	AZ	Hines, Bernard L., "Arbitration Spells Relief. (insurance settlements)," Best's Review--Property-Casualty Insurance Edition, vol. 86, p. 47, Jan. 1986.

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	BA	6,208,973 B1	3/2001	Boyer et al.	705	2	
	BB	6,243,691 B1	6/2001	Fisher et al.	705	37	
	BC	6,330,551 B1	12/2001	Burchetta et al.	705	80	
	BD	6,343,271 B1	1/2002	Peterson et al.	705	4	
	BE	6,366,925 B1	4/2002	Meltzer et al.	705	1	
	BF	6,401,080 B1	6/2002	Bigus et al.	705	37	
	BG	6,847,935 B1	1/2005	Solomon et al.	705	14	
	BH	2001-0039527 A1	11/2001	Ordish et al.	705	37	
	BI	2002-0007362 A1	1/2002	Collins et al.	707	5	
	BJ	2002-0091532 A1	7/2002	Viets et al.	705	1	
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	BQ							
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	BS	Jackson, William, "Mediation Proposed for Securities Disputes," Business First-Columbus, vol. 9, No. 31, p. 4, Apr. 5, 1993.
	BT	Skrzycki, Cindy, "The Regulators: An Electric Negotiation -- Modem Times: OSHA to Try Writing Rules in Cyberspace," The Washington Post, Financial Section, p. D1, Feb. 8, 1994.
	BU	Stephenson, Max, "Rescuing ADR from its Advances", Public Administration Review, vol. 55, No. 4, pp. 385-388, Jul./Aug. 1995.
	BV	Grob, K., and Schecter, P.L., "Discovering Opportunities in Alternative Dispute Resolution: A Step-by-Step Guide for Getting Involved," Outlook, vol. 62, No. 4, p. 18, Winter 1995.
	BW	Anon., "Online Courtroom Service Introduced for U.S. Disputes," Internet Business News, Jul. 1, 1996.
	BX	Robbins, Stuart, "Lowering the Cost of Doing Business through ADR," Distribution, vol. 96, No. 11, pp. 58-59, Oct. 1997.

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	CJ						

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	CK							
	CL							
	CM							
	CN							

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	CO	Mandell, Janette, "Cyberspace Conflicts," Software Magazine, vol. 18, No. 4, p. 20, Mar. 1998.
	CP	Negussie, Mel, "How to Select a Mediator," Defense Counsel Journal, vol. 65, No. 2, pp. 256-261, Apr. 1998.
	CQ	Mullins, R., "Mediation, Arbitration Venues Offer Corporate Litigants Justice-in-Time," Business Journal-Milwaukee, vol. 9, No. 39, p. S6, Jul. 4, 1992.
	CR	Schweber, Claudine, "Your Telephone May Be a Party Line: Mediation by Telephone," Mediation Quarterly, vol. 7, No. 2, pp. 191-195, Winter 1989.
	CS	Schneider Denenberg, Tia, "The Electronic Arbitrator," The Arbitration Journal, vol. 45, No. 1, pp. 48-52, Mar. 1990.
	CT	Arnold et al., "Patent Alternative Dispute Resolution Handbook," 1991.
	CU	Brams, Steven J. and Merrill III, Samuel, "Arbitration Procedures with the Possibility of Compromise," Control and Cybernetics, vol. 21, No. 1, pp. 131-149, 1991.
	CV	Thiessen, Ernest and Loucks, Daniel, "Computer Assisted Negotiation Of Multi-Objective Water Resources Conflicts," Water Resources Bulletin, American Water Resources Association, vol. 28, No. 1, pp. 163-177, Feb. 1992

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	DL							
	DM							
	DN							

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	DO	Hill, Richard, "Will Cyberspace Use Cybercourts?," International Commercial Litigation, Issue 23, pp. 33-35, Oct. 1997.
	DP	Neal Yeend, Nancy, "Electronic Alternative Dispute Resolution System Design," Mediation Quarterly, vol. 11, No. 2, pp. 193-194, Winter 1993.
	DQ	Shaw, et al., "Using Alternative Dispute Resolution In The Federal Government," 1993.
	DR	Macduff, Ian, "Flames on the Wires: Mediating from an Electronic Cottage," Negotiation Journal, vol. 10, No. 1, pp. 5-15, Jan. 1994.
	DS	Helie, John, "Conflict and Conflict Resolution on Electronic Networks", pp. 1-6, Jun. 1994.
	DT	SchWeber, Claudine, "The Use of Technology in Conflict Resolution," paper presented at the European Conference on Peacemaking and Conflict Resolution, Oct. 1994, San Sebastian, Spain.
	DU	Brams, Steven and Taylor, Alan, "Fair Division: From Cake-cutting to Dispute Resolution," published by Clark Boardman Callaghan, 1996.
	DV	Levin, Amanda, "Online Claim Settlement Services Hit The Net," The National Underwriter Company National Underwriter, Claims Services Review Section, Nov. 9, 1998.

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	EI						
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	EL							
	EM							
	EN							

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	EO	The International Dictionary of Applied Mathematics, Van Nostrand, Princeton, 1960, p. 593.
	EP	Zeng, D.-Z. et al., "Intrinsic Gap and Final-Double-Offer Arbitration," in IFAC Large Scale Systems (conference proceedings), 1992.
	EQ	Online Ombuds Office Web site, http://aaron.sbs.umass.edu/center/ombuds/default.htm and description.html, Apr. 14, 2000.
	ER	Yeened, N. N. "Electronics Alternative Dispute Resolution System Design," Mediation Quarterly, vol. 11, No. 2, pp. 193-194. Winter 1993
	ES	Colen, F.H., "Proactive Patent Protection," High Technology Business, vol. 9, No. 8, p. 14, Sept.-Oct. 1989.
	ET	Low, "Mediation vs. Litigation: How You Can Cut Costs," Texas Banking, vol. 80, No. 5, pp. 8-9, May 1991.
	EU	Anon., "Title IV--Judicial Reforms," Health Legislation and Regulation, vol. 20, No. 3, Jan. 19, 1994.

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	FK							
	FL							
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Form PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DKT. NO.	SERIAL NO.
		27110.012300	10/683,821
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		APPLICANT James BURCHETTA et al.	EXAMINER: Kelly Scaggs Campen
		FILING DATE October 10, 2003	GROUP 3624

U.S. PATENT DOCUMENTS

Examiner's Initial		Document No.	Publication Date	Name	Class	Subclass	Filing Date
	GA						
	GB						
	GC						
	GD						
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	GI						
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Examiner's Initial		Document Number	Date	Country	Class	Subclass	Translation Yes	Translation No
	GK							
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Sheet 1 of 1

Complete if Known	
Application Number	10/683,821
Filing Date	October 10, 2003
First Named Inventor	James D. Burchetta
Art Unit	3691
Examiner Name	Kelly Campen
Attorney Docket Number	127302-2001

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Examiner Initials*	Cite No.[1]	Document Number Number-Kind Code[2] *(if known)*	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 11/549,417		Burchetta et al.	
		US- 11/981,268		Burchetta et al.	
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		US-			

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Examiner Initials*	Cite No.[1]	Foreign Patent Document Country Code[3]-Number[4]-Kind Code[5] *(if known)*	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T[6]

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